IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE THIRD DAY OF MAY,
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 10942 of 2005

Between:

1 Gavireddy Venku Naidu S/o Chinna Nookanna
R/o Kondala Agraharam Village, Makavarapalem Mandal, Visakhapatnam District
2 Adigarla Satyanarayana S/o Ramu Naidu
R/o Kondala Agraharam Village, Makavarapalem Mandal, Visakhapatnam District
3 Animireddi Satyanarayana S/o Jogulu
R/o Kondala Agraharam Village, Makavarapalem Mandal, Visakhapatnam District
4 Surla Gowri Shankara Rao S/o Satyanarayana Murthy
R/o Kondala Agraharam Village, Makavarapalem Mandal, Visakhapatnam District
5 Animireddi Yerri Naidu S/o Atchayya
R/o Kondala Agraharam Village, Makavarapalem Mandal, Visakhapatnam District

..... PETITIONERS

AND

1 Datla Satyavathi Devi W/o Seetharamachandra Raju R/o Danavayipeta, Rajamundry, East Godavari District
2Datla Atchayyamma @ Venkata Atchayyamma W/o Jagannadha Raju,

r/o.Majjivalasa Village, Padmanabham Mandal.
3Dantuluri Venkata Narasamma, r/o.Majjivalasa Village, Padmanabham Mandal.
4Kakarlapudi Padmavathamma r/o.Majjivalasa Village, Padmanabham Mandal.
5Dantuluri Subhadramma, Majjivalasa Village, Padmanabham Mandal.
6Dantuluri Sanyasi Venkata Suryanaraana @ Chiranjeeviraju S/o Ramachandra Raju, R/o Alamuru Village & Mandal
7Dantuluri Sanyasi Raju @ Chanti Babu S/o Appala Narasimha Raju
R/o Revini Palavalasa Village, Cheepurupalli Mandal
8 Guduru Satyanarayana Raju S/o Surapuraju
R/o Kondala Agraharam, Makavarapalem Mandal, Viskhapatnam District
9 Guduru Janakiramaraju S/o Surapuraju
R/o Kondala Agraharam, Makavarapalem Mandal, Viskhapatnam District
10 Guduru Kasipathiraju S/o Surapuraju

R/o Kondala Agraharam, Makavarapalem Mandal, Viskhapatnam District
11Gottumukkala Varahala Raju S/o Narayana Raju
R/o Kondala Agraharam, Makavarapalem Mandal, Viskhapatnam District
12 Guduru Seethadevi W/o Late Venkata Raju
R/o Kondala Agraharam, Makavarapalem Mandal, Viskhapatnam District
13 Guduru mathaji D/o Venkata Raju
R/o Kondala Agraharam, Makavarapalem Mandal, Viskhapatnam District
14 Kutcharlapati Devi W/o Ramachandra Raju
R/o Kondala Agraharam, Makavarapalem Mandal, Viskhapatnam District
15 Surla Pothu Raju @ Chinnabhai S/o Peda Jagganna
R/o Kondala Agraharam, Makavarapalem Mandal, Viskhapatnam District
16 Mandal Revenue Officer, Makkavarapalem, Visakhapatnam District
17 Surla Nooka Raju S/o Kasulu @ Dhangodu R/o Kondala Agravaram, Visakhapatnam District
18 The Commissioner, Appeals, CCLA Office, A.P. Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ order or direction, more particularly one in the nature of Writ of mandamus directing the Commissioner, Appeals, C.C.L.A. Officer, A.P. Hyderabad, to dispose of my stay petition filed along with Revision Petition on 16-4-2005 against the order in Appeal No. 1/99 on the file of the Revenue Divisional Officer, Narasipatnam, dt 8-7-2004.

Counsel for the Petitioner:MR.K.SUBRAHMANYAM

Counsel for the Respondent No.: GP FOR REVENUE

The Court at the stage of admission made the following :

ORDER:

Respondents 1 to 5 filed an application under Section 3 of the Inams Abolition Act,1956 before the Tahsildar, Narsipatnam alleging that Kondala Agraharam was taken over by the Government as Inam Estate in the year 1950, that they are the owners of the Estate, that their predecessors in interest purchased the land under a registered sale deed dated 27-2-1881, and that the ancestors had dug a fresh water pond in the said land for their exclusive use and it is not a communal tank. Those respondents applied to the Board of Revenue against the action of the Tahsildar in localizing the land contending that it is beyond the scope of the enquiry under Act 26 of 1948. The Board of Revenue directed the said respondents to approach the Tahsildar under the Inams Abolition Act,1956. Eventually, the Revenue Divisional Officer, Narsipatnam in Inam Appeal No.1 of 1999, by the order dated 8.7.2004, issued pattas to the respondents 5 to 15. Aggrieved, the petitioners who are villagers filed a revision before the Commissioner, Appeals, CCLA Office, Hyderabad, on 16-4-2005 along with an application for interim stay of the orders granting patta. As the said application is not disposed of, this Writ Petition is filed by

the petitioners.

In the circumstances, after hearing the learned Government Pleader, the writ petition is disposed of directing the respondent No.18 to consider and dispose of the said application of the petitioners, for interim orders, expeditiously. No order as to costs.

Goda Raghuram, J

03-05-2005

Stp/Km

To

1)The Commissioner, Appeals, CCLA Office, A.P. Hyderabad

2)Two CCs to G.P. for Revenue, High Court of A.P.,(OUT)

3) 2 CD copies

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